

COMMISSIONERS  
MIKE GLEASON - Chairman  
WILLIAM MUNDELL  
JEFF HATCH-MILLER  
KRISTEN K MAYES  
GARY PIERCE

ORIGINAL



0000072118

ARIZONA CORPORATION COMMISSION  
UTILITIES DIVISION  
1200 W. WASHINGTON STREET  
PHOENIX, AZ 85007

2007 MAY -4 A 11: 14

AZ CORP COMMISSION  
DOCUMENT CONTROL

First Notice of Past Due Compliance

April 10, 2007

Energy West Incorporated

200 West Longhorn Road  
Payson, AZ 85541

RE: COMPLIANCE REQUIREMENTS Docket # W-02860A-06-0002  
W-02860A-05-0727

To Whom It May Concern:

After several attempts to resolve these past due compliance items, we are notifying you in writing that Energy West Incorporated still has not met certain compliance requirements ordered by the Commission as referenced in the attached report. You must comply with the dated requirements within fifteen days from the date of this letter. Attached is a Compliance Report that describes the nature of the requirements. Other compliance requirements may be attached that do not have an actual due date, but may also require immediate action.

When responding to this notice, please refer to the Docket Number and Decision Number. Please mail all compliance matters in accordance with the following:

You must file an original and thirteen (13) copies of the documents with:

Arizona Corporation Commission  
Docket Control  
1200 West Washington  
Phoenix, AZ 85007

If you believe that this notice is in error, or, if I can answer any questions, please contact the compliance section at (602) 542-0895.

Arizona Corporation Commission  
DOCKETED

MAY - 4 2007

DOCKETED BY

nr

Sincerely,

Shannon Kanlan  
Compliance and Enforcement  
Utilities Division

Enclosures

## COMPLIANCE REQUIREMENTS

**UTILITY:** Naco Water Company, L.L.C.

**DBA:**

**DOCKET:** W-02860A-06-0002 et al. **DECISION NO:** 69393

**ACTION:** Within 15 days of the effective date of this Order, Naco Water Company, L.L.C. will NOTIFY ITS CUSTOMERS of the rates and the effective dates approved herein in a form and manner acceptable to the Commission's Utilities Division Staff.

**COMPLIANCE DUE DATE:** 4/6/2007 ☒ Compliance Past Due

---

**UTILITY:** Naco Water Company, L.L.C.

**DBA:**

**DOCKET:** W-02860A-06-0002 et al. **DECISION NO:** 69393

**ACTION:** The rates and charges as described in this decision are approved and the Company will file on or before March 31, 2007, a TARIFF that complies with the rates and charges approved herein.

**COMPLIANCE DUE DATE:** 3/31/2007 ☒ Compliance Past Due

---

**UTILITY:** Naco Water Company, L.L.C.

**DBA:**

**DOCKET:** W-02860A-06-0002 et al. **DECISION NO:** 69393

**ACTION:** The Company will file with Docket Control as a compliance item in this docket COPIES OF ALL FINANCING DOCUMENTS setting forth the terms and financing within 30 days of obtaining such financing.

**COMPLIANCE DUE DATE:** ☒ Compliance Past Due

---

**UTILITY:** Naco Water Company, L.L.C.

**DBA:**

**DOCKET:** W-02860A-06-0002 et al. **DECISION NO:** 69393

**ACTION:** Within 30 days of the WIFA approval, as a compliance item in this docket, Naco Water company, LLC will, file a LIST OF PROJECTS that it will undertake consistent with this Docket, using the debt authorization amount approved by WIFA.

**COMPLIANCE DUE DATE:** ☒ Compliance Past Due

---

## COMPLIANCE REQUIREMENTS

**UTILITY:** Naco Water Company, L.L.C.

**DBA:**

**DOCKET:** W-02860A-06-0002 et al. **DECISION NO:** 69393

**ACTION:** Concurrent with Naco Water Company, LLC filing its next rate application, it will file A STATEMENT OF WHETHER WATER LOSS HAS BEEN REDUCED TO LESS THAN 10% or less, and if water loss is still greater than 10 percent for any of its systems, it will file with such rate case, a plan to reduce its water loss to 10 percent or less. If Naco Water Company, LLC finds that the reduction in water loss to less than 10 percent is not cost-effective, it will submit, before filing its next rate application, a detailed cost analysis and explanation demonstrating why water loss reduction to 10 percent or less is not cost effective.

**COMPLIANCE DUE DATE:**

☒ Compliance Past Due

---

**UTILITY:** Naco Water Company, L.L.C.

**DBA:**

**DOCKET:** W-02860A-06-0002 et al. **DECISION NO:** 69393

**ACTION:** The Company will file, with the Commission's Docket Control within 30 days of completion, the HYDROLOGIC STUDY it is performance to determine the extent of the sulfate problem, and to determine if the sulfates can be traced to Phelps Dodge mining operations.

**COMPLIANCE DUE DATE:**

☒ Compliance Past Due

---